

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MAURICE WOODARD,)	
)	
Petitioner,)	
)	
vs.)	Civil Action No. 1:17-174
)	Judge Nora Barry Fischer
MICHAEL CLARK, ATTORNEY)	Magistrate Judge Susan Paradise Baxter
GENERAL OF THE STATE OF PA,)	
and DISTRICT ATTORNEY OF ERIE)	
COUNTY,)	
)	
Respondents.)	

ORDER OF COURT

AND NOW, this day of 8th day of August, 2017, after the Petitioner filed a Petition for a Writ of Habeas Corpus, (Docket No. [3]) and Brief in Support, (Docket No. [4]) in action in the above-captioned case, and after a Report and Recommendation was filed by the United States Magistrate Judge on July 17, 2017, recommending that the Petition be dismissed and that no certificate of appealability should issue, (Docket No. [5]), and also granted all parties until July 31, 2017 to file written objections thereto and permitted unregistered ECF users until August 3, 2017 to file such objections, and no objections having been filed by those deadlines, and upon independent review of the record, and further consideration of the Magistrate Judge's Report and Recommendation, (Docket No. [5]), which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the Petition for a Writ of Habeas Corpus [3] is
DISMISSED;

IT IS FURTHER ORDERED that no certificate of appealability shall issue;

IT IS FURTHER ORDERED that the Clerk of Court shall mark this case

CLOSED; and,

FINALLY, IT IS ORDERED that pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, Petitioner has thirty (30) days to file a notice of appeal as provided by Rule 3 of the Federal Rules of Appellate Procedure.

s/Nora Barry Fischer
Nora Barry Fischer
United States District Judge

cc: Honorable Susan Paradise Baxter
United States Magistrate Judge

All Counsel of Record by electronic filing

Notice by first class mail to all of the following:

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